

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

April 24, 2012

The Board of County Commissioners of Madison County, Nebraska met in regular session at 9:30 A.M.

Advance notice of meeting was published in the Thursday, April 19, 2012 edition of The Norfolk Daily News. A copy of said notice was mailed to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed. Chairman Lee Klein called the meeting to order and notified the public of the location of the information regarding the Open Meeting Act posted in the meeting room.

Present: Commissioners Jerry McCallum, Martin Griffith, and Lee Klein, and County Clerk Nancy Scheer. County Highway Superintendent Richard Johnson joined the meeting at 9:33 A.M. Software Technician Dick Day was present from 9:30 A.M. to 9:35 A.M.

Chairman Klein read the following consent agenda items into the record:

- 1) Approval of minutes of the April 10, 2012 meeting
- 2) Award of contract, in the amount of \$71,726.50 to the low bidder, B's Enterprises, for Project No. C-59-785, located three miles southeast of the City of Madison, and Project No. C-59-821, located four miles northeast of the City of Newman Grove
- 3) Approval of Nahrstedt Lot Split located in the S1/2 NW1/4 of Section 25-22-2, located two miles west and 1 mile north of the City of Madison
- 4) Approval of agreement with Faith Regional Health Services and Red Beacon Communications, L.L.C. to authorize use of 1st Street, Eisenhower Avenue, and Victory Road, for a half-marathon run, half marathon relay, and 5K run on June 16, 2012
- 5) Approval of Memorandum of Understanding with the City of Madison designating Skyline Road and Industrial Parkway as a permanent heavy truck traffic route around the City's downtown area

6) **RESOLUTION #2012-22**

WHEREAS, Check No. 12040020, dated April 10, 2012, and drawn on the General Fund in the amount two hundred thirty dollars and ninety four cents (\$230.94), was made payable to, Canham Maytag Home Appliance Center, 1102 Riverside Boulevard., Norfolk, Nebraska 68701, and,

WHEREAS, said check was not tendered, but remains in the possession of the Madison County Clerk,

NOW, THEREFORE, BE IT RESOLVED that Check No. 12040020, dated April 10, 2012, and drawn on the General Fund in the amount two hundred thirty dollars and ninety four cents (\$230.94), is hereby cancelled.

7) **RESOLUTION #2012-23**

BE IT RESOLVED, that the withdrawal by The Madison County Bank, Madison, Nebraska of the following securities, held in safekeeping by Federal Home Loan Bank, Topeka, Kansas, to secure deposits of the county in said bank, to wit:

FFCB 1 1/8 04/20/12	\$250,000.00	FHLBank Topeka
Rate 1.125%	Maturity 04/20/2012	of Topeka
Receipt Date: 10/27/2010	Cusip 31331JLK7	Topeka, Kansas
Receipt No. 703488		

and the substitution of the following securities be and the same hereby are approved:

FHLB 1 1/2 10/29/20	\$250,000.00	FHLBank Topeka
Rate 1.500000	Maturity 10/29/2020	of Topeka
Receipt Date: 04/12/2012	Cusip 313371DH6	Topeka, Kansas
Receipt No. 708926		

7) **RESOLUTION #2012-24**

BE IT RESOLVED, that the withdrawal by Bank First, Norfolk, Nebraska of the following securities, held in safekeeping by Union Bank & Trust Company, Lincoln, Nebraska, to secure deposits of the county in said bank, to wit:

FANNIE MAE	\$1,000,000.00	Union Bank & Trust Company
Rate 0.800%	Maturity 10/17/2014	Lincoln, Nebraska
Receipt Date: 12/07/2011	Cusip 3135G0EC3	Receipt No. 5888

and the substitution of the following securities be and the same hereby are approved:

FANNIE MAE	\$1,000,000.00	Union Bank & Trust Company
Rate 0.700%	Maturity 3/13/2015	Lincoln, Nebraska
Receipt Date: 4/10/2012	Cusip 3135G0HX4	Receipt No. 5904

7) **RESOLUTION #2012-25**

WHEREAS, the State of Nebraska desires to make improvements on a portion of Nebraska Highway N-32 within the Corporate Limits of the City of Madison under a highway improvement project denoted as Project No. STP-32-5(108), and

WHEREAS, this highway improvement project will improve municipal infrastructure at various locations within the project limits, and

WHEREAS, the Nebraska Department of Roads desires to provide a detour on certain county roads during construction of the project, and

WHEREAS, each party's responsibilities for the proposed detour are adequately described in the agreement,

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of Madison County, Nebraska that Lee Klein, Chairman of the Madison County Board of Commissioners, is hereby authorized to execute the attached agreement between Madison County and the NDOR for Project No. STP-32-5(108), Control No. 31950.

Motion was made by McCallum and seconded by Griffith to approve the consent agenda. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Motion was made by Griffith and seconded by McCallum to approve the regular agenda. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Software Technician Dick Day met with the Board to discuss proposals from Frontier and Business Telecommunication Services for installation of a T-1 Primary Rate Interface (PRI) telephone line for the County Courthouse. He explained that the County currently has 31 copper telephone lines coming into the Courthouse and the monthly cost is approximately \$1,300. He explained that Frontier is offering a T-1 PRI telephone line at a cost of \$495 per month if the County signs a three-year contract. He reported that Business Telecommunication Systems has proposed that the County move all copper telephone lines, except five 911 lines, over to a T-1 PRI line. He reported that a T-1 digital line would provide better call quality and Caller-ID, which is a feature that the County Sheriff's Office has wanted for a long time. Mr. Day explained that there are two levels of Caller-ID and that a T-1 PRI phone line could provide a higher level of Caller-ID which users cannot block. He explained that the T-1 phone line comes with 50 dedicated "DID" in-house phone numbers at no additional cost. He reported that if the County wants additional dedicated numbers, current pricing for these private numbers is approximately \$5 per month for a pack of 20 phone numbers. He stated that installing a T-1 phone line to the Courthouse would save the County \$17,000 over the next three years.

Chairman Klein questioned if some of these features would be available for the remote offices at a later time. Dick Day responded that the proposal would provide a T-1 line for the Courthouse, but once the County installs a digital phone line, the County would have the option of moving to Voip technology for the remote offices, which would allow these offices to move their phone traffic to the internet. Chairman Klein stated that this would eliminate a phone bill at each remote location.

Dick Day reported that he spoke to Platte and Dakota counties and neither county could think of anything negative associated with the T-1 phone line. Commissioner McCallum questioned what the fees would be to transfer to the T-1 line and Dick Day responded that there aren't any transfer fees or setup charges. He reported that Frontier would need to spend some money to upgrade the telephone equipment in Madison to handle a T-1 phone line. He further explained that there would be a one-time cost of \$2,483 for Business Telecommunication Systems to add a T-1 card to the Courthouse telephone system.

After discussion, it was moved by McCallum and seconded by Griffith to approve the Services Agreement with Frontier for installation of a T-1 Primary Rate Interface telephone line in the Courthouse and approval of a proposal from Business Telecommunication Systems for a T-1 PRI card for the Courthouse telephone system. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Pursuant to published legal notice in the Tuesday, April 10, 2012 edition of the Norfolk Daily News, Chairman Klein opened a public hearing at 9:45 A.M. to receive citizens' comments regarding proposed amendments to the rules and regulations of the Madison County General Assistance and Medical Assistance Program.

Sally Pieper, Executive Director of Elkhorn Logan Valley Public Health Department, explained that she reviewed the guidelines and updated paragraphs and phrases that reflected outdated language. She stated that one example was changing the name of Job Service to Workforce Development. She explained that Section 1-002, Paragraph 13 was updated so that the length of stay for hospital services would be determined by a comparison based on the Nebraska Hospital Association Care Compare, which is a website that compares lengths of stays for hospitals. She reported the current regulations based hospital stays on a study that is not pertinent. She explained that the proposed amendments do not change any real substance.

Commissioner McCallum recommended that the General Assistance guidelines be reviewed frequently so language does not become outdated. County Clerk Nancy Scheer explained that the State Statutes require that the General Assistance guidelines be reviewed on a biennial basis. She reported that the guidelines were reviewed in 2006 when the Board entered into a contract with Elkhorn Logan Valley Public Health Department for administration of the General Assistance program and that another review was completed in December 2011 when updates were made to the County burial procedures.

After discussion, it was moved by Griffith and seconded by McCallum to approve the proposed amendments to the rules and regulations of the Madison County General Assistance and Medical Assistance Program. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

The following reports and correspondence were reviewed:

- 1) County Clerk March fee report
- 2) County Treasurer fund balance report
- 3) Register of Deeds March fee report
- 4) 1st Quarter Veterans' Aid Fund financial report
- 5) 1st Quarter Veterans' Service Committee report

The following claims were audited:

GENERAL FUND		
Total Net Payroll		120,341.01
Ronald Albin	Legal Services, County Court	1,439.45
American Family Life Assurance Company	Insurance Premiums	549.09
Ameritas Life Insurance Corporation	Employee Share Retirement	7,780.79
Ameritas Life Insurance Corporation	Employer Share Retirement	11,405.74
Ameritas Life Insurance Corporation	Insurance Premiums	360.64
Associated Psychologists	Services, Law Enforcement	525.00
BI Incorporated	Monitoring Services, Juvenile Diversion	773.80

Jennifer Birmingham	Postage, Public Defender	45.00
Black Hills Energy	Gas Service, Courthouse	200.44
Black Hills Energy	Gas Service, County Jail	318.14
Blue Cross Blue Shield of Nebraska	Insurance Premiums	122,661.88
Bomgaars	Supplies, Courthouse	27.57
Brandl Electric	Repairs, County Jail	90.00
Makala Braun	Witness Fees, County Court	83.75
Brogan & Gray, P.C., L.L.O.	Legal Services, County Court	888.87
Brogan & Stafford, P.C.	Legal Services, County Court	2,131.10
Burrito King	Jury Meals, District Court	76.50
Cableone	Internet Services, Public Defender	125.95
Cableone	Internet Services, Probation	169.96
Century Link	Telephone Services, County Jail	17.66
Century Link	Telephone Services, Probation	218.93
Hailey Christiansen	Postage, Public Defender	5.80
City of Madison	Utilities, County Jail	3,405.22
City of Norfolk	Utilities, Probation	38.80
City of Norfolk	Utilities, Veterans' Service Office	45.00
Bryan Clark	Witness Fees, County Court	36.32
Coast to Coast Solutions	Supplies, County Sheriff	1,229.58
Colonial Life and Accident Insurance	Insurance Premiums	189.92
Complete Pest Elimination, Inc.	Services, County Jail	125.00
Connecting Point	Equipment, Services, Data Processing	22.50
Connecting Point	Repairs, Equipment, Services, County Sheriff	826.99
Connecting Point	Repairs, County Attorney	45.00
Connecting Point	Internet Services, Veterans' Service Office	38.95
Connecting Point	Internet Services, Planning and Zoning	16.00
Connecting Point	Services, Courthouse	150.00
Consolidated Management Company	Meals, County Sheriff	117.25
Constellation Newenergy Gas Division, L.L.C.	Gas Service, Courthouse	504.05
Constellation Newenergy Gas Division, L.L.C.	Gas Service, County Jail	1,176.10
Yolanda Contreras	Witness Fees, County Court	20.00
Credit Management Services	Garnish of Wages	229.90
Dick Day	Mileage, Data Processing	156.51
Dick Day	Supplies, County Sheriff	11.01
Dugan Business Forms	Supplies, County Treasurer	510.00
Eakes Office Plus	Supplies, County Treasurer	7.58
Eakes Office Plus	Supplies, Probation	35.50
ECMC	Garnish of Wages	142.34
Election Systems & Software	Ballot Printing, Programming, Election Commissioner	9,611.13
Electrical Engineering & Equipment	Supplies, County Jail	52.34
Elkhorn Logan Valley Public Health Department	Administrative Expense, County Relief	6,466.84
Environmaster	Supplies, County Jail	42.00
Lizette Estrada	Witness Fees, County Court	20.00
First Concord Benefits Group	Deductible Buy Down, Flexible Benefit Plan	7,243.26
First National Insurance Agency	Insurance Premiums	250.00
Gall's Inc.	Repairs, County Sheriff	414.57
Gall's Inc.	Uniforms, County Jail	163.55
Luis Garcia-Perez	Witness Fees, District Court	36.65
Briana Garcia	Witness Fees, County Court	20.00
Gillette Printing	Supplies, County Sheriff	118.00
Gordy's Towing & Repair	Repairs, County Sheriff	72.34
Nicholas Harden	Witness Fees, County Court	37.76
Joyce Hasselbalch	Transcripts, County Court	80.70
Douglas Herman	Services, County Sheriff	114.00
Derek Hines	Postage, Public Defender	1.50
Holiday Inn Kearney	Lodging, County Sheriff	331.80
Jack's Uniforms	Uniforms Equipment, County Sheriff	1,216.21
Jack's Uniforms	Uniforms, Supplies, County Jail	417.98
Jerry's Standard, Inc.	Repairs, County Sheriff	21.42
John's Disposal	Garbage Service, Probation	42.00
Johnson, Morland, Easland & Lohrberg, P.C.	Legal Services, County Court	5,940.87
Sharon Joseph	Training, Public Defender	22.00
Keenan Law, P.C., L.L.O.	Legal Services, District Court	587.25
Kenneth Klafter	Witness Fees, District Court	36.65
Tim Kruid	Uniforms, County Sheriff	78.90
Louderback Drug	Prescriptions, County Jail	1,835.56
Roger Luetkenhaus	Services, Data Processing	45.00
Madison County Clerk	Tax Deposit	40,674.84
Madison County Court	Transcript, Law Enforcement	29.25
Madison County Court	Transcript, County Court	58.50
Madison County Sheriff Inmate Fund	Supplies, County Jail	172.64
Madison County Sheriff	Fees, County Court	822.13
Madison County Sheriff	Fees, District Court	2,573.34
Madison County Sheriff	Fees, Mental Health	55.88
Madison County Sheriff	Uniforms, Testing, County Sheriff	72.00
Madison County Sheriff	Uniforms, County Jail	104.00

Madison County Veterans' Service Office	Veterans' Aid	2,000.00
Madison Food Pride	Fuel, County Sheriff	77.54
Madison National Life	Insurance Premiums	118.42
Major Refrigeration Co., Inc.	Repairs, County Jail	98.00
Christal McDonald	Court Reporting, Mental Health	50.00
Medtox Laboratories, Inc.	Drug Testing, Juvenile Diversion	30.00
Kyle Melia	Training, Lodging, Travel Expense, Public Defender	815.57
Microfilm Imaging Systems, Inc.	Services, County Surveyor	45.00
Midtown Holiday Inn	Lodging, Planning and Zoning	700.00
Midwest Health Partners	Medical Services, County Jail	647.00
Midwest Office Automations	Copier Maintenance, Probation	476.42
Midwest Plumbing & Heating	Repairs, County Jail	4,225.66
NACO	Registrations, County Officials	160.00
Nationwide Retirement Solutions	Deferred Compensation	955.00
Nebraska Child Support Payment Center	Garnish of Wages	276.92
Nebraska Department of Revenue	Registrations, County Assessor	320.00
Nebraska Health and Human Services	State Institution Services	1,011.00
Nebraska Juvenile Justice Association	Registration, Juvenile Diversion	100.00
Nebraska Public Power District	Utilities, Planning and Zoning	56.29
Nebraska Public Power District	Utilities, Probation	511.93
Nebraska Public Power District	Utilities, Noxious Weed	108.48
Nebraska Public Power District	Utilities, Veterans' Service Office	33.51
Nebraska U C Fund	Quarterly Unemployment	266.00
Jeremiah Nelson	Witness Fees, District Court	36.65
Norfolk Auto Center	Repairs, County Sheriff	26.77
Norfolk Daily News	Publication Costs, Election Commissioner	165.00
Norfolk Daily News	Publication Costs, Noxious Weed	60.00
Norfolk Daily News	Publication Costs, Courthouse	248.81
Northeast Nebraska Juvenile Services Inc.	Board of Juveniles, Juvenile Detention	31,211.25
Valorie Olson	Court Reporting, Mental Health	100.00
Phillips 66	Fuel, County Sheriff	723.51
Pierce County Sheriff	Service Fees, County Court	18.50
Pioneer Telephone	Telephone Service, Courthouse	246.83
Pitney Bowes	Supplies, Courthouse	576.24
Pizza Hut	Jury Meals, District Court	101.75
Michael Prather	Meals, County Sheriff	21.58
Puppy Love	Impound Fees, County Sheriff	125.00
Racom Corporation	Repairs, County Sheriff	71.75
Redwood Toxicology Lab	Testing, Probation	478.80
Regency Family Dental Care, P.C.	Dental Services, County Jail	187.00
Sarpy County Sheriff's Office	Service Fees, District Court	59.39
Schroeder Land Surveying	Services, County Surveyor	1,358.00
Secretary of State	Supplies, Election Commissioner	100.00
Security Shredding Services	Services, District Court	70.00
Shell Fleet Plus	Fuel, Reappraisal	371.92
Shell Fleet Plus	Fuel, County Sheriff	3,232.87
Shopko	Supplies, Noxious Weed	12.99
Stanton County Sheriff	Service Fees, District Court	35.00
State of Nebraska AS Central Services	Data Processing Costs, County Sheriff	32.00
Stratton, DeLay & Doele, P.C.	Legal Services, County Court	1,853.29
Stratton, DeLay & Doele, P.C.	Legal Services, District Court	1,126.86
Subway	Jury Meals, District Court	55.00
Don Svitak	Meals, Noxious Weed	9.62
T.O. Haas Tire	Repairs, County Sheriff	17.74
Dale Taylor	Interpreting Services, Public Defender	416.25
The UPS Store	Postage, Noxious Weed	1.83
Toshiba	Copier Lease, Probation	475.00
Trane US Inc.	Maintenance Agreement, Courthouse	954.17
David Uher	Legal Services, County Court	2,096.00
David Unger	Uniform, County Sheriff	11.24
US Bank Corporate Payment System	Fuel, Supplies, Software, County Sheriff	370.90
US Bank Corporate Payment System	Fuel, Training, Juvenile Diversion	231.61
Verizon Wireless	Telephone Services, Planning and Zoning	73.30
Verizon Wireless	Telephone Services, Noxious Weed	63.30
West Payment Center	Publication, District Judge	112.36
West Payment Center	Subscription, County Sheriff	400.56
West Payment Center	Publications, Subscription, County Attorney	593.50
West Payment Center	Publication, County Jail	183.00
West Payment Center	Publications, Law Library	183.00
Western Office Technologies	Supplies, County Treasurer	62.99
Western Office Technologies	Supplies, Election Commissioner	6.59
Western Office Technologies	Supplies, District Court	4.99
Western Office Technologies	Supplies, County Sheriff	137.06
Wright Express FSC	Fuel, County Sheriff	1,535.78
Bryan Wright	Witness Fees, District Court	89.95
Rita Wright	Witness Fees, District Court	60.00
Zodiac Properties, L.L.C.	Rent, Probation	7,876.67

ROAD/BRIDGE FUND

Total Net Payroll		26,547.91
American Family Life Assurance Company	Insurance Premiums	251.81
Ameritas Life Insurance Corporation	Employee Share Retirement	1,588.76
Ameritas Life Insurance Corporation	Employer Share Retirement	2,383.15
Ameritas Life Insurance Corporation	Insurance Premiums	98.42
B's Enterprises, Inc.	Signs, Culverts	1,997.60
Greg Batenhorst	Commercial Drivers License	57.50
Battle Creek Farmers Coop	Fuel	3,194.40
Black Hills Energy	Gas Service	94.09
Blue Cross Blue Shield of Nebraska	Insurance Premiums	27,996.31
Bomgaars Supply Inc.	Shop Supplies	86.84
Carquest Auto of Norfolk	Parts	156.92
Central Sand & Gravel	Gravel	31,248.14
Colonial Life and Accident Insurance	Insurance Premiums	121.80
Constellation Newenergy Gas Division	Gas Service	215.28
First Concord Benefits Group	Deductible Buy Down, Flexible Benefit Plan	1,251.30
Fischer Oil Sales	Supplies	88.68
Henkel Oil Company	Shop Supplies	70.00
Husker Steel Inc.	Bridge Materials	5,086.00
Jebro Inc.	Asphaltic Materials	4,342.32
Kimball Midwest	Parts	82.10
Madison County Clerk	Tax Deposit	8,623.07
Madison National Life	Insurance Premiums	31.19
Matheson Tri-Gas Inc.	Shop Supplies	27.58
Matteo Sand & Gravel Company Inc.	Gravel	2,319.03
Meisinger Oil Company	Shop Supplies, Fuel	16,907.09
Menards	Shop Supplies	20.77
Nebraska Child Support Payment Center	Garnish of Wages	218.24
Nebraska Public Power District	Utilities	175.87
NMC Exchange LLC	Repairs	4,324.99
Norfolk Iron & Metal Company	Bridge Materials	1,157.82
Pioneer Telephone	Telephone Services	54.53
Powerplan	Repairs	1,391.25
Wayne Schulz	Commercial Drivers License	57.50
Speedway Auto Parts	Parts	403.00
The Pit Stop	Fuel	372.11
United Rentals Inc.	Equipment Rental	661.28
Verizon Wireless	Telephone Service	507.52
Weldon Parts Inc.	Parts	979.87
Zee Medical	Shop Supplies	102.75

VISITORS PROMOTION FUND

Norfolk Area Visitors Bureau	Telephone Services, Administrative Expense	22,265.88
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VISITORS IMPROVEMENT FUND

Norfolk Area Visitors Bureau	Supplies, Dues, Insurance, Telephone Services	5,893.47
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INHERITANCE TAX FUND

Norfolk Area Visitors Bureau	Advertising	2,500.00
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LAW ENFORCEMENT OPERATING FUND

Madison County Sheriff	Supplies	798.87
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DRUG COURT FUND

Redwood Toxicology Lab	Drug Testing	83.30
The Change Companies	Supplies	173.75

Motion was made by Griffith and seconded by McCallum to approve the claims as audited and authorize the County Clerk to issue checks for payment of said claims. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

The Board adjourned at 9:48 A.M. to Tuesday, May 8, 2012 at 9:30 A.M.

County Clerk

Chairman